

RECEIVED

MAR 31 2003

Before the  
**Federal Communications Commission**  
 Washington, DC 20554

Federal Communications Commission  
 Office of Secretary

In the Matter of	)	MB Docket No. 03-35
	)	RM-10646
Amendment of Section 73.202(b).		
Table of Allotments,		
FM Broadcast Stations.	)	
(Florence and Quinby, South Carolina)'	)	

To: Assistant Chief, Audio Division

**COMMENTS AND COUNTERPROPOSAL**

Miller Communications, Inc. ("Miller"), by its attorneys and pursuant to Sections 1.415 and 1.420(d) of the Commission's Rules, hereby files this counterproposal to the Commission's proposed amendment of Section 73.202(b) of the Rules as set forth in the Commission's *Notice of Proposed Rule Making*, DA 03-369, released February 7, 2003 ("NPRM"). That NPRM, issued at the request of SSR Communications Incorporated ("SSR") proposes the allotment of Channel 237A to Florence, South Carolina, as that community's second FM aural transmission service. Instead, Miller proposes to allot Channel 237A to Quinby, South Carolina, as its first local aural transmission service.' In support whereof, Miller shows the following:

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' Quinby has been added to the caption

'This Counterproposal is mutually-exclusive with the proposal of SSR Communications Incorporated ("SSR"), as set out in the NPRM. Comments and counterproposals are due by March 31, 2003, so this Counterproposal is timely Filed.

## **Counterproposal**

The attached study' entitled "Technical Statement," incorporated herein by reference, provides the technical information to support **Miller's** counterproposal.

### **Florence, South Carolina**

According to the NPRM, Florenc. South Carolina, had a 2000 population of 30,248 persons. The community is currently served by commercial stations **WJMX(AM)**, licensed to Root Communications License Company, L.P.; **WOLS(AM)**, licensed to WOLS Broadcasting Corporation; and **WYNN(AM)** and WYNN-FM, licnsed to Cumulus Licensing Corp. Other stations licensed to Florence include noncommercial FM station **WLPG(FM)**, licensed to Augusta Radio Fellowship Institute, Inc.; three commercial television stations, **WBTW(TV)**, licensed to Media General Broadcasting of South Carolina Holdings, Inc.; **WPDE-TV**, licensed to Grand Strand Communications; and **WWMB(TV)**, licensed to Atlantic Media Group. Florence is also served by noncommercial educational television station **WJPM-TV**, licensed to South Carolina Educational TV Commission.

### **Quinby, South Carolina**

As an alternative to SSR's proposal, Miller proposes the allotment of Channel 237A to Quinby, South Carolina, as its first local aural service.<sup>4</sup> Quinby, South Carolina, had a 2000 population of 842. It is listed in the U. S. Census as a town. The attached

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#### **Attachment A.**

<sup>4</sup> The reference coordinates for Channel Channel 237A at Quinhy are 34° 10' 23" North Latitude and 79° 37' 11" West Longitude. The Technical Statement shows that a city grade signal would he placed over **Quinby** from this site, and that the site meets other technical requirements.

letter' from Dawn T. Osborne, Town Clerk of Quinby, indicates that Quinby was chartered by the State of South Carolina in 1967 and incorporated in 1976. The town operates on a Mayor-Council form of government holding elections every two years. The Town Council meets monthly at the Town Hall. The town is located northeast of Florence in close proximity of Highway 1-95 and Highway 327. The town owns a recreation complex consisting of a community swimming pool, volleyball court, two lighted tennis courts, playground area and a softball/baseball field. There are two churches in the town limit as well as a private school. Among the businesses in Quinby are a grocery store, bank, tool and die fabricating company, wholesale drywall business, a deli/pub, a tanning salon and movie rental store, a U. S. Postal facility, convenience store and various business offices. There is an apartment complex with approximately 24 apartments. The Windy Hill volunteer fire department has a substation located in the town limits and responds to all fire calls as well as automobile accidents. The Quinby police department protects the citizens and the municipal judge holds traffic court in municipal courtrooms. The town recently completed a beautification project. There is no question that Quinby is a "community" for allotment purposes. Quinby has "social, economic, cultural or governmental indicia" which identify it as a community. See *Thermopolis and Story, Wyoming*, 16 FCC Rcd 13066 (2001) and *Avon, North Carolina*, 14 FCC Rcd 3939 (1999). See also *Implementation of BC Docket No. 80-90 to Increase the Availability of FM Broadcast Assignments*, 5 FCC Rcd 934 (1990).

### **Tuck Showing**

The Technical Exhibit shows that Quinby is located within the Florence, South Carolina. Urbanized Area, which has a population of 67,314 persons. Quinby comprises only 2.5% of the Urbanized Area. From the reference coordinates at **North Longitude 34° 10' 23"**, **West Longitude 79° 37' 11"** a Class A station at Quinby would provide a city grade contour to approximately 60.7% of the Urbanized Area. Since Quinby is inside the Urbanized Area, Miller herein makes a showing pursuant to *Faye and Richard Tuck*, 3 FCC Rcd 5374 (1998), and *RKO General (KFRC)*, 5 FCC Rcd 3222 (1990) ("*Tuck-KFRC*") that stations licensed to the Urbanized Area should not be attributed to Quinby.<sup>6</sup> It is believed that Quinby warrants a first local service preference since it meets the tests set out in *Tuck-KFRC*. Quinby is not dependent on Florence, and the stations licensed to the Florence, South Carolina, Urbanized Area should not be attributed to Quinby.

To evaluate the three criteria enumerated in *Tuck-KFRC*, the Commission examines (I) the extent to which the proposed station could provide service not only to the suburban community, but also to the adjacent metropolis; (II) relative size and proximity of the suburban community to the metropolis; and (III) whether there is

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"There is some question as to the need for Miller to provide a showing pursuant to *Tuck-KFRC* and *Huntington Broadcasting Co. v. FCC*, 192 F. 2d 33 (D.C. Cir. 1951). Traditionally, such showings are only required when determining whether a suburban community should be denied a first local preference when requesting a change of community of license. See *Amendment of the Commission's Rules Regarding Modification of FM and TV Authorizations to Specify a New Community of License*, 4 FCC Rcd 4870 (1989), recon. granted in part, 5 FCC Rcd 7094 (1990). See also *Remington and Falmouth, Virginia*, 8 FCC Rcd 6627 (1993) and *Bowdon, Hogsansville and Sparta, Georgia*, 6 FCC Rcd 4863 (1991). However, Miller is providing a *Tuck-KFRC* showing in light of *Lockport and Amherst, New York*, 14 FCC Rcd 15438 (1999), where *Tuck-KFRC* did not apply, yet the Commission discussed the criteria anyway.

independence of the suburban community from the metropolis. Each of the *Tuck-KFRC* criteria is discussed separately:

I. Signal Population Coverage. The attached Technical Exhibit shows that a Class A station operating from the reference coordinates would place a 60 dBu signal (primary service) over 100% percent of the Florence, South Carolina Urbanized Area. A 70 dBu signal would serve only 60.7% of the Urbanized Area or a population of 40,860 persons within the Urbanized Area.

II. Relative Size and Proximity. With respect to the second criterion, of relative size and proximity, Quinby is approximately 5.3 km (3.3 miles) northeast of Florence and has a population of 842 according to the 2000 census comprising 1.25% (67,314) of the total population of the Urbanized Area, whereas Florence has a population of 30,248 which is about 35 times larger.

III. Independence of Quinby. The Commission analyzes eight factors to determine whether a community is independent of the metropolis. Each factor is considered herein. In sum, the evidence supports a finding of independence of Quinby.

(a) **The extent to which community residents work in Florence rather than Quinby.** According to the Town Clerk, the majority of Quinby residents work in Florence.'

(b) **Whether Quinby has its own newspaper or other media that covers Quinby's needs and interests.** Quinby does not have its own newspaper. There are no radio or television stations licensed to Quinby at present.

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Source: Telephonic interview of Town Clerk by counsel.

(c) **Whether Quinby community leaders and residents perceive Quinby separate from Florence.** There is attached a copy of a letter from the mayor of Quinby stating that Quinby is independent from the Florence Urbanized Area, and that they perceive Quinby as separate from the Urbanized Area.<sup>8</sup>

(d) **Quinby has its own local government and elected officials.** As noted *supra*, Quinby has its own local government and elected officials. It has a mayor, city council, city clerk and municipal judge.

(e) **Whether Quinby has its own telephone book provided by the local telephone company or ZIP code.** Quinby has its own post office but shares a ZIP code with Florence. Quinby does not have its own telephone directory because all of the smaller communities in the region are combined into one regional telephone directory. Quinby listings are included in the regional directory covering Florence.<sup>9</sup>

(f) **Quinby has its own commercial establishments and transportation systems.** Among the businesses in Quinby are a grocery store, bank, tool and die fabricating company, wholesale drywall business, a deli/pub, a tanning salon and movie rental store, a U. S. Postal facility, convenience store and various business offices that appear to serve the needs and interests of the residents.<sup>10</sup> There is an apartment complex with approximately 24 apartments. The town owns a recreation complex consisting of a community swimming pool, volleyball court, two lighted tennis courts, playground area and a softball/baseball field. There are two churches in the town limit as well as a private

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<sup>8</sup> Attachment C, letter from Mayor Thomas A. Gregg (signed for him by the Town Clerk).

<sup>9</sup> Source: Telephonic interview of Town Clerk by counsel

<sup>10</sup> See Attachment D, List of Quinby businesses.

school. The town recently completed a beautification project. Health care is provided by hospitals in Florence.

(g) **The extent to which Quinby and Florence are part of the same advertising market.** Quinby and Florence are part of the same advertising market.

(h) **The extent to which Quinby relies on Florence for various municipal services such as police, fire protection, schools and libraries.** Quinby has its own municipal services, which include a police department, and municipal judge. There is a private school which Quinby school children may attend. Residents use the Florence County library.

**Tuck Summary.** *Tuck-KFRC* factor one (signal population coverage) appears to favor not attributing the Urbanized Area aural services Quinby since only 60.7 % of the Florence Urbanized Area would be covered by a 70 dBu signal from the Quinby station, and, hence, the entire Urbanized Area would not be covered. The second factor (size/proximity of Quinby to Florence) is less clear. Quinby is much smaller than Florence but is 3.3 miles distant. However, the third factor (**independence** of Quinby from the Urbanized Area) clearly supports a finding of not attributing the Florence, South Carolina Urbanized Area aural services to Quinby. As stated in **Tuck**, the size and proximity of the specified community to the central city and signal population coverage are pertinent, but less significant than evidence of independence. As a result, the Commission should conclude that Quinby is sufficiently independent from the Florence, South Carolina Urbanized Area so that the aural services licensed to the Urbanized Area should NOT be attributed to Quinby.

## Comparison of Proposals

Miller's counterproposal represents a preferential arrangement of allotments. The proposal to allot Channel 237A to Florence would result in its sixth (6<sup>th</sup>) local aural service.<sup>11</sup> The allotment of Channel 237A to Quinby would result in a first local service, Miller's counterproposal is preferred to SSR's under *Revision of FM Allotment Policies and Procedures*, 90 FCC 2d 88 (1982). The FM priorities are as follows: (1) first fulltime aural service, (2) second fulltime aural service, (3) first local service, and (4) other public interest matters. Co-equal weight is given to Priorities (2) and (3). In making its evaluation, the Commission considers the "totality of factors." See *LaGrange and Rollingwood, Texas*, 10 FCC Rcd 3337 (1995). Since Miller's proposal would result in a first local service, the proposals must be evaluated on Priority 3. Without question, Miller's proposal to provide a first local service is preferred to SSR's proposal for a sixth local service to Florence.

## Expression of Interest

If the Commission allots Channel 237A to Quinby, South Carolina, Miller will during the applicable future filing window, file an application on FCC Form 175 in order to participate in any future auction and will participate in any such auction (if one or more mutually-exclusive Forms 175 are timely filed). If Miller's application is a "singleton," (i.e., not mutually exclusive with another application for the same construction permit), or if Miller is the successful high bidder at the auction, Miller will timely file FCC Form 301 (long-form application) for construction permit for a new

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<sup>11</sup> In addition, Florence is served by four full-power television stations, a low power television station, and four FM translators. None of these are counted in determining the number of services to Florence, but it demonstrates that Florence is replete with electronic media.

commercial radio station on Channel 237A at Quinby, South Carolina, and if Miller obtains a grant of the construction permit, Miller will timely construct a new station in compliance with the Commission's construction permit authorized as a result of this allotment.

### **Station WIBZ Minor Change**

Miller is licensee of Station WIBZ(FM), Channel 238A, at Wedgefield, South Carolina. On March 31, 2003, Miller filed a minor change application (File No. BPH-20030331AAI, copy attached", for WIBZ which is mutually exclusive with the reference coordinates specified by SSR. If Miller's counterproposal is granted, WIBZ's application could also be granted. Where an application that conflicts with a petition for rulemaking is filed after the petition for rulemaking, but prior to the close of the initial comment period in the rulemaking proceeding, the Commission compares the merits of the application with those of the rulemaking petition. See *Conflict Between Applications and Petitions for Rule Making to Amend the FM Table of Allotments*, 7 FCC Rcd 4917 (1992), recon. granted in part and denied in part, 8 FCC Rcd 4743 (1993). The merits are clear: Miller's counterproposal would provide a first local service to Quinby and also permit the grant of Miller's minor change application for WIBZ.

### **Conclusion**

In light of the above, the Commission should deny SSR's proposal, and instead, allot Channel 237A to Quinby, South Carolina, as set forth in the following table:

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<sup>12</sup> Attachment E

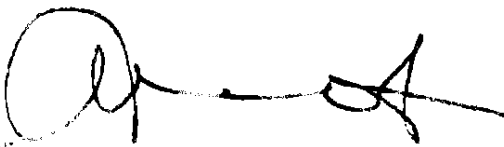
**South Carolina**

<b>Community</b>	<b>Present Channel</b>	<b>Proposed Channel</b>
Florence	292A	292A
Quinby	None	237A

Wherefore, Miller respectfully requests the Commission to adopt its counterproposal as described herein and to DENY the proposal of **SSR**

Respectfully submitted,

**MILLEH COMMUNICATIONS, INC.**

By:   
\_\_\_\_\_  
Gary S. Smithwick  
Its Attorney

**Smithwick & Belendiuk, P.C.**  
5028 Wisconsin Ave., N.W.  
Suite 301  
Washington, DC 20016  
(202) 363-4050

March 31, 2003

# **ATTACHMENT A**

# GRAHAM BROCK, INC.

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BROADCAST TECHNICAL CONSULTANTS

**COUNTERPROPOSAL**  
**MM DOCKET 03-25**  
**MILLER COMMUNICATIONS, INC.**  
**ALLOT CHANNEL 237A**  
**QUINBY, SOUTH CAROLINA**  
**March 2003**

**TECHNICAL EXHIBIT**

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COUNTERPROPOSAL  
MM DOCKET 03-25  
MILLER COMMUNICATIONS. INC.  
ALLOT CHANNEL 237A  
QUINBY, SOUTH CAROLINA  
March 2003

TECHNICAL STATEMENT

1. This technical statement and attached exhibits have been prepared on behalf of Miller Communications, Inc. ("MCI") as a counterproposal to the proposed allotment of Channel 237A to Florence, South Carolina (MM Docket No. 03-25, RM 10646). MCI requests that Channel 237A be allotted to Quinby, South Carolina, in lieu of being allotted to Florence, South Carolina. The proposed allotment to Quinby, South Carolina, will provide this community with its first locally licensed aural service.

DISCUSSION

2. The community of Quinby is located in northern Florence County, South Carolina. Quinby is an incorporated community listed in the 2000 U.S. Census with a population of 842 persons. Quinby has an elected Mayor and four member City Council. Quinby has its own police department. It also has numerous community service organizations, businesses, churches and residences. Although Quinby is within the Florence Urbanized Area, it is believed to be independent of Florence and deserving of its own local service.

PROPOSAL

3. Channel 237A can be allotted to Quinby, South Carolina, at geographic coordinates North Latitude 34° 10' 23" and West Longitude 79° 37' 11", while providing the requisite spacing

to all present and proposed full service FM facilities (including the proposed relocation of WIBZ, Wedgefield, South Carolina). Attached, as Exhibit #1, is a map demonstrating that Channel 237A, from the proposed reference site, will place a city grade signal over all of Quinby pursuant to the Commission's rules. Exhibit #2 is a §73.207 spacing study from the proposed site, demonstrating that Channel 237A meets the Commission's minimum distance separation requirements to all licensed, applied for or proposed facilities.

4. Therefore, Miller Communications, Inc., herein requests the following changes in §73.202 of the Commission's rules.

#### **Quinby, South Carolina**

Present	Proposed
None	237A

#### **PUBLIC INTEREST**

5. The allotment of Channel 237A to Quinby will provide that community with its first locally licensable station. Once Channel 237A is allotted to Quinby, South Carolina, Miller Communications, Inc., will pursue an application for construction permit as indicated under the Commission's rules.

6. The town of Quinby, South Carolina, is located 5.3 km (3.3 miles) northeast (28.4' True) of Florence, South Carolina, and lies within the Florence, South Carolina, Urbanized area.

The population of Quinby is 842 personal, which represents 1.25% of the total population of 67,314 persons within the Florence Urbanized Area. Quinby represents 2.5% of the land area within the Florence Urbanized Area. By using the typical reference distances for a 6.0 kW / 100 meter HAAT Class **A** facility<sup>2</sup>, at the proposed geographic coordinates, as shown in Exhibit # 3, we have determined by interpolation using a polar planimeter that the 1.0 mV/m contour of the Quinby proposal will serve 100% of the Florence Urbanized Area, while the 3.16 mV/m contour of the Quinby proposal will serve 60.7% of the Florence Urbanized Area.

7 We note that Florence, South Carolina, has five local, full-service aural services: WYNN(AM), 540 kHz; WJMX(AM), 970 kHz; WOLS(AM), 1230 kHz; WLPG(FM), Channel 219C2 and WYNN-FM, Channel 292A as well as four local, full service television services: WBTW, WPDE, WWMB and WSPM.

8. The foregoing technical statement was prepared on behalf of Miller Communications, Inc., by Graham Brock, Inc., its Technical Consultants. All data related to broadcast facilities was extracted from the CDBS database. We assume no liability for errors or omissions in that database that may be adverse to the requests contained herein.

- 
- 1) From the US Census, 2000 - General Population Characteristics published on the US Census, American Factfinder, Quinby Town, South Carolina available at: [http://factfinder.census.gov/servlet/table?\\_lang=en&\\_vt=na&\\_tid=DEC\\_2000\\_SF1\\_U\\_DP1\\_geo\\_id=16000US4558795.html](http://factfinder.census.gov/servlet/table?_lang=en&_vt=na&_tid=DEC_2000_SF1_U_DP1_geo_id=16000US4558795.html)
  - 2) The 70 dBu (3.16 mV/m) City Grade Contour of a full Class **A** facility extends out 16.1 km from the transmitter, the 60 dBu (1.0 mV/m) Protected Service Contour of a full Class **A** facility extends out 28.3 km from the transmitter.

# GRAHAM BROCK, INC.

BROADCAST TECHNICAL CONSULTANTS

079-20-00 W

079-30-00 W

079-40-00 W

34-20-00 N  
079-50-00 W

## New Allocation

Latitude 34-10-23 N  
Longitude 079-37-11 W  
Channel 237  
Frequency 95.3 MHz  
15 km Typical City Grade Contour

Quinby

Quinby

NEW

Florence

34-10-00 N

Marion

Pamplico

Florence

Coward

Darlington

Marionville

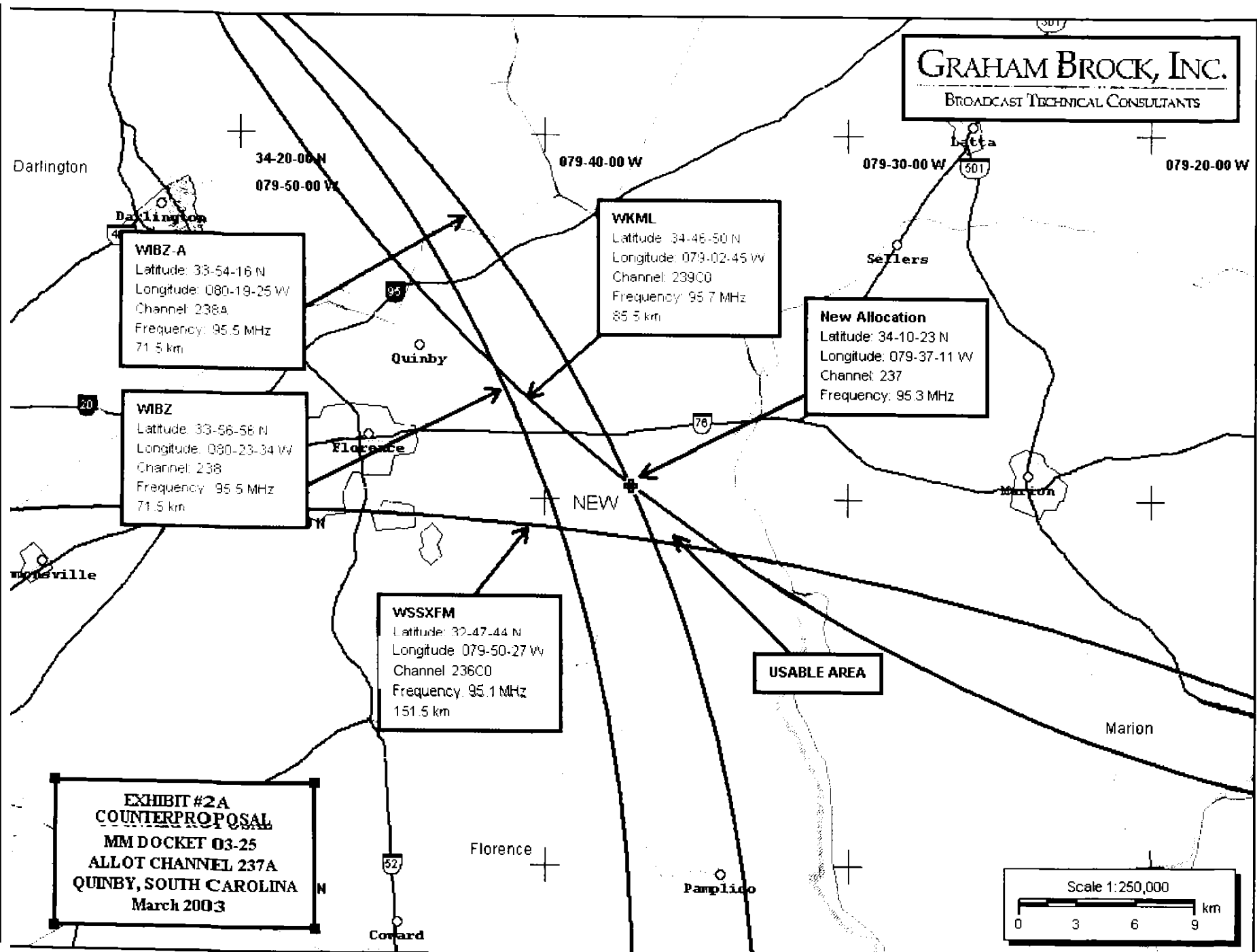
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EXHIBIT #1  
COUNTERPROPOSAL  
MM DOCKET 03-25  
ALLOT CHANNEL 237A  
QUINBY, SOUTH CAROLINA  
March 2003

Scale 1:250,000



**GRAHAM BROCK, INC.**  
BROADCAST TECHNICAL CONSULTANTS



**COUNTERPROPOSAL**  
**MM DOCKET 03-25**  
**MILLER COMMUNICATIONS, INC.**  
**ALLOT CHANNEL 237A**  
**QUINBY, SOUTH CAROLINA**  
**March 2003**

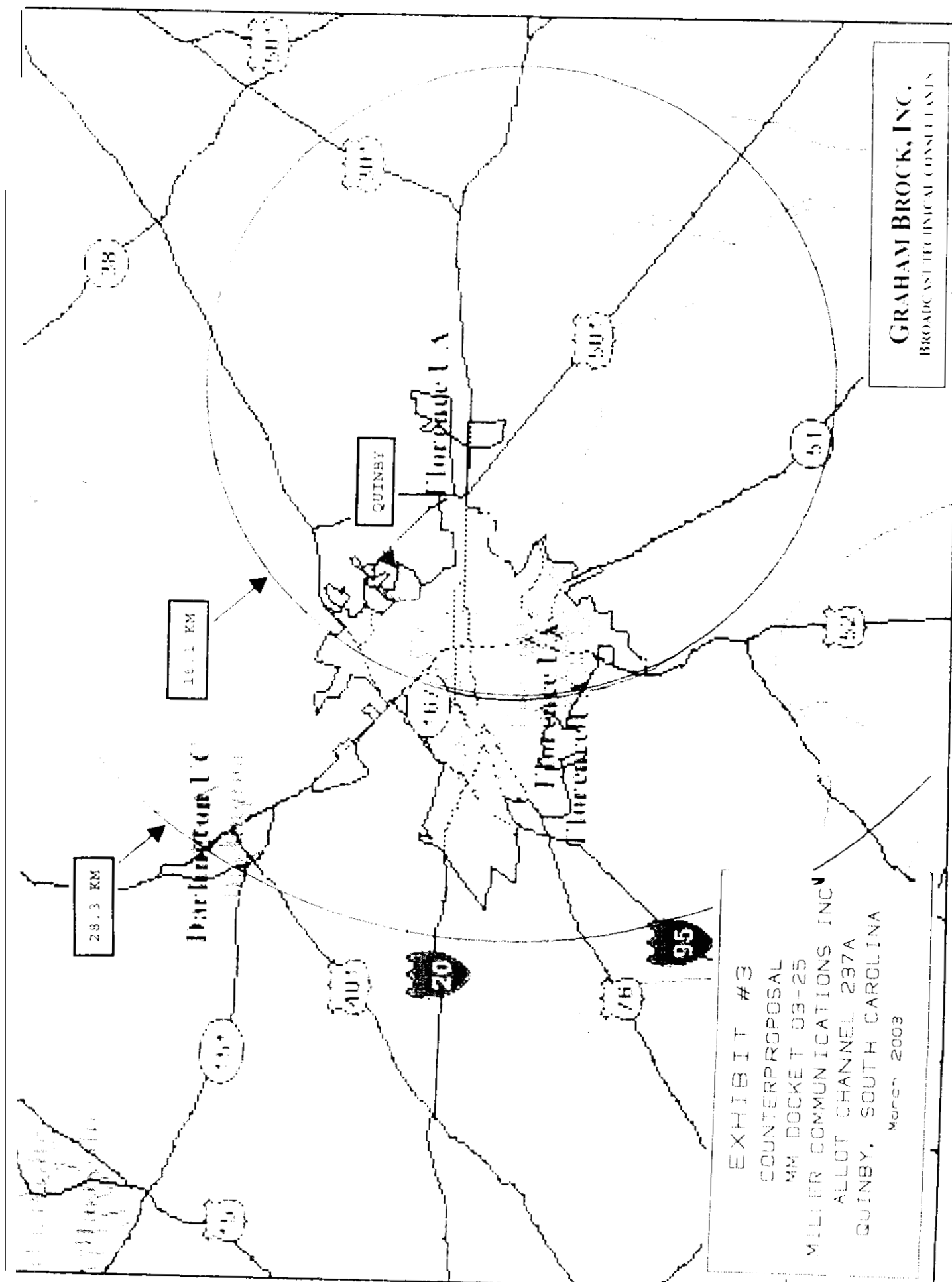
**EXHIBIT #2**

ALLOCATION STUDY FOR QUINBY, SOUTH CAROLINA  
USING HYPOTHETICAL SITE AS REFERENCE

REFERENCE		DISPLAY DATES
34 10 23 N	CLASS = A	DATA 03-28-03
79 37 11 W	Current Spacings	SEARCH 03-28-03
- Channel 237 - 95.3 MHz -----		

Call	Channel	Location	Power	Dist	Azi	FCC'	Margin
N. Lat.	W. Lng.	Ant	HART				
* RADD	ADD 237A	Florence	SC	6.24	298.6	114.5	-108.26
34 12 00	79 40 45		6.000 kW	100 M			
@ WIBZ	238A	Wedgefield	SC	71.52	245.5	71.5	0.02
33 54 16	80 19 25		4.600 kW	113.9 M			
WKML	LIC-D 239C0	Lumberton	NC	85.55	37.8	85.5	0.05
34 46 50	79 02 45	DEN	100.000 kW	318 M			
Wkml License Limited Partn BLH19971024KA							
WSSXFM	LIC 236C0	Charleston	SC	154.17	187.7	151.5	2.67
32 47 44	79 50 27	CN	100.000 kW	305 M			
Citadel Broadcasting Compa BLH19900924KC							
WIBZ	LIC 238A	Wedgefield	SC	75.59	250.9	71.5	4.09
33 56 56	80 23 34	CX	4.400 kW	118 M			
Miller Communications, Inc BLH20020606AAY							
ALLO	VAC 234C3	Sumter	SC	56.56	256.0	41.5	15.06
34 02 56	80 12 51		25.000 kW	100 M			
WICIFM	APP 234C3	Sumter	SC	56.56	256.0	41.5	15.06
34 02 56	80 12 51	CX	8.100 kW	174 M			
Miller Communications, Inc BPH20020619AAU							
ALLO	VAC 234C3	Sumter	SC	56.65	256.0	41.5	15.15
34 02 54	80 12 54		25.000 kW	100 M			
WNKS	LIC 236C	Charlotte	NC	192.17	313.7	164.5	28.27
35 21 44	81 09 19	C	100.000 kW	470 M			
Infinity Radio Subsidiary BMLH20020321AAN							

- \* - This **proposal** is filed as a counter to the proposed allocation of Channel 237A to Florence.
- @ - WIBZ has proposed to relocate and that relocation proposal is protected with the allocation of Channel 237A to Quinby.



**GRAHAM BROCK, INC.**  
BROADCAST TECHNICAL CONSULTANTS

**EXHIBIT #3**  
COUNTERPROPOSAL  
MM DOCKET 03-25  
MILLER COMMUNICATIONS INC.  
ALLOT CHANNEL 237A  
QUINBY, SOUTH CAROLINA  
March 2003

**AFFIDAVIT AND QUALIFICATIONS OF CONSULTANT**

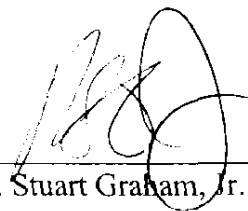
*State of Georgia     )*  
*St. Simons Island   ) ss.*  
*County of Glynn     )*

**R. STUART GRAHAM**, being duly sworn, deposes and says that he is an officer of Graham Brock, Inc. Graham Brock has been engaged by Miller Communications, Inc., to prepare the attached Technical Exhibit.


His qualifications are a matter of record before the Federal Communications Commission. He is a graduate of Auburn University and has been active in Broadcast Engineering since 1972.

The attached report was either prepared by him or under his direction and all material and exhibits attached hereto are believed to be true and correct.

*This the 28th day of March, 2003.*

  
\_\_\_\_\_  
R. Stuart Graham, Jr.  
Affiant

*Sworn to and subscribed before me  
this the 28th day of March, 2003.*

  
\_\_\_\_\_  
Notary Public, State of Georgia  
My Commission Expires: April 16, 2006

# **ATTACHMENT B**

## TOWN OF QUINBY

P. O. Box 15056

Quincy, SC 29506

Telephone: 843-669-3031

Fax: 843-669-1004

MAYOR  
COUNCIL MEMBERS:

Thomas A. Gregg  
J. Ron Faulkender  
W. R. Noble, Jr.

David H. Jeffords  
Clifford Mays, Jr.

Dawn T. Osborne

Kendrex E. Cox

TOWN CLERK

CHIEF OF POLICE

March 28, 2003

To Whom It May Concern:

The Town of Quincy was chartered by the State of South Carolina in 1967 and incorporated in 1976. The town operates on a Mayor-Council form of government holding elections every two years. The Town Council meets on the 1<sup>st</sup> Tuesday of each month at 6:00 p.m. at the Town Hall located at 611 East Ashby Road in Quincy. The Town is located northeast of Florence in close proximity to I-95 and Highway 327, a major route to the Myrtle Beach area.

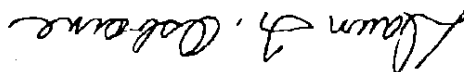
The Town owns a Recreation Complex consisting of a community swimming pool, volleyball court, two (2) lighted tennis courts, playground area and a softball/baseball field. There are two (2) churches in the town limits as well as a private school. Among the businesses located in Quincy are a grocery store, bank, tool and die fabricating company, wholesale drywall business, a deli/pub, a tanning salon and movie rental store. A United States Postal facility, a convenience store and various business offices. There is an apartment complex consisting of approximately 24 apartments. The Windy Hill Volunteer Fire Company has a substation located in the town limits and responds to all fire calls as well as automobile accidents. City water and sewer is provided by systems owned and operated by the City of Florence.

The Quincy Police Department protects the citizens and the Municipal Judge of the Town holds traffic court in the Municipal Courtrooms. The Chief of Police is Kendrex E. Cox. The Clerk of Court is Dawn Osborne.

The Town recently completed a Gateway Beautification project which enhanced the entrances to the Town as well as other locations throughout the town. Plans for the near future include the possible annexation of surrounding properties in the next year.

If there is additional information needed, please feel free to contact me.

Sincerely,



Dawn T. Osborne

Town Clerk

# ATTACHMENT C

**TOWN OF QUINBY**

P. O. Box 15056  
Quinby, SC 29506

Telephone: 843-669-3031

Fax 843-669-1004

**MAYOR,  
COUNCILMEMBERS**

Thomas A. Gregg  
J. Ron Faulkenberry  
W. R. Hoke, Jr.  
David H. Jeffords  
Clifford Mays Jr.

**TOWN CLERK**

Dawn T. Osborne

**CHIEF OF POLICE**

Kendrex E. Cox

March 31, 2003

Ms. Marlene Dortch, Esq.  
Secretary  
Federal Communications Commission  
Washington, DC 20554

Re: MB Docket No. 03-25

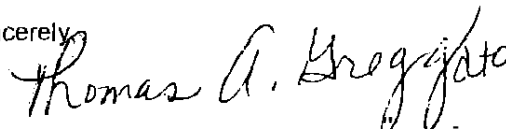
Dear Ms. Dortch:

This letter is written on behalf of Miller Communications, Inc. which is requesting you to allot a new FM radio channel to Quinby, South Carolina. The Town of Quinby was chartered by the State of South Carolina in 1967 and incorporated in 1976. I am the current Mayor having been elected initially in 1994. I have resided in Quinby since 1949.

Quinby is independent from the Florence, South Carolina Urbanized Area. Residents of Quinby perceive Quinby as separate from the Urbanized Area, and perceive themselves as residents of a community independent of Florence. Quinby contains political, commercial, social and religious organizations. The residents of Quinby function and perceive themselves as residents of a community around which their interest coalesce. **Residents of** Quinby are commonly regarded as a distinct group.

I urge the FCC to allot the new FM channel to Quinby.

Sincerely,



Thomas A. Gregg  
Mayor

dto